General Assembly

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Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/56/734/Add.1)*]

56/280. Proposed regulations governing the status, basic rights and duties of officials other than Secretariat officials and experts on mission and regulations governing the status, basic rights and duties of the Secretary-General

The General Assembly,

Recalling its resolutions 52/252 of 8 September 1998 and 55/221 of 23 December 2000,

Having considered the reports of the Secretary-General on the proposed regulations governing the status, basic rights and duties of officials other than Secretariat officials and experts on mission and regulations governing the status, basic rights and duties of the Secretary-General,[1]

Adopts the draft regulations governing the status, basic rights and duties of officials other than Secretariat officials and experts on mission, together with the explanatory commentary, as set out in the annex to the report of the Secretary-General,[2] subject to the following modifications:

(*a*) Regulation 1 (*a*):

(i) Insert in paragraph 3 of the commentary, after the words "General Assembly", the words "or other relevant main bodies and organs of the United Nations";

(ii) Delete paragraph 4 of the commentary and renumber paragraph 5 as paragraph 4;

(*b*) Regulation 1 (*b*):

Add the following sentence at the end of the commentary:

"In view of the system-wide functions of the International Civil Service Commission and the Joint Inspection Unit, the term 'United Nations' in the written declaration will be replaced by the words 'United Nations and other participating organizations' and the word 'Organization' will be replaced by the word

[1] A/55/928 and A/56/437.

[2] A/56/437.

'organizations' in the case of the Chairman and Vice-Chairman of the International Civil Service Commission and the Inspectors of the Joint Inspection Unit";

(*c*) Add the following sentence at the end of regulation 1 (*e*):

"The Secretary-General should inform and may take into account the views of the legislative bodies that appointed the officials or experts on mission";

(*d*) Insert a new regulation 1 (*f*), reading:

"These regulations are applicable to the Chairman and Vice-Chairman of the International Civil Service Commission and the Inspectors of the Joint Inspection Unit, without prejudice to and in accordance with the statutes of the International Civil Service Commission and the Joint Inspection Unit which stipulate that these officials perform their functions in respect of the United Nations and other organizations which accept their statutes";

(*e*) Add the following sentence at the end of regulation 2 (*i*):

"It will be for the Secretary-General, in due consultation with the appointing authority in the case of officials not appointed by the Secretary-General, to judge whether a particular fact has given rise to a conflict-of-interest situation".

97th plenary meeting
27 March 2002